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6 UNITED STATES DISTRICT COURT  
7 DISTRICT OF NEVADA

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9 KEVIN ALMY,

Case No. 3:16-cv-00231-MMD-WGC

10 Plaintiff,

ORDER

11 v.

12 MINOR ADAMS, *et al.*,

13 Defendants.

14 This action is a pro se civil rights complaint filed pursuant to 42 U.S.C. § 1983 by  
15 a state prisoner. On September 4, 2018, the Court imposed a 90-day stay. (ECF No.  
16 62). The Court entered a subsequent order in which the parties were assigned to  
17 mediation by a court-appointed mediator. (ECF No. 65). The Office of the Attorney  
18 General has filed a status report, and settlement was not reached during mediation. (ECF  
19 No. 66, 67).

20 For the foregoing reasons, **IT IS ORDERED** that:

21 1. The Clerk of the Court shall electronically **SERVE** a copy of this order and  
22 a copy of Plaintiff's third amended complaint (ECF No. 57-1) on the Office of the Attorney  
23 General of the State of Nevada by adding the Attorney General of the State of Nevada to  
24 the docket sheet. This does not indicate acceptance of service.

25 2. Service must be perfected within ninety (90) days from the date of this order  
26 pursuant to Fed. R. Civ. P. 4(m).

27 3. Subject to the findings of the screening order (ECF No. 62), within twenty-  
28 one (21) days of the date of entry of this order, the Attorney General's Office shall file a

1 notice advising the Court and Plaintiff of: (a) the names of the defendants for whom it  
2 accepts service; (b) the names of the defendants for whom it does not accept service,  
3 and (c) the names of the defendants for whom it is filing the last-known-address  
4 information under seal. As to any of the named defendants for whom the Attorney  
5 General's Office cannot accept service, the Office shall file, under seal, but shall not serve  
6 the inmate Plaintiff the last known address(es) of those defendant(s) for whom it has such  
7 information. If the last known address of the defendant(s) is a post office box, the Attorney  
8 General's Office shall attempt to obtain and provide the last known physical address(es).

9 4. If service cannot be accepted for any of the named defendant(s), Plaintiff  
10 shall file a motion identifying the unserved defendant(s), requesting issuance of a  
11 summons, and specifying a full name and address for the defendant(s). For the  
12 defendant(s) as to which the Attorney General has not provided last-known-address  
13 information, Plaintiff shall provide the full name and address for the defendant(s).

14 5. If the Attorney General accepts service of process for any named  
15 defendant(s), such defendant(s) shall file and serve an answer or other response to the  
16 complaint within sixty (60) days from the date of this order.

17 6. Henceforth, Plaintiff shall serve upon defendant(s) or, if an appearance has  
18 been entered by counsel, upon their attorney(s), a copy of every pleading, motion or other  
19 document submitted for consideration by the Court. Plaintiff shall include with the original  
20 document submitted for filing a certificate stating the date that a true and correct copy of  
21 the document was mailed or electronically filed to the defendants or counsel for the  
22 defendants. If counsel has entered a notice of appearance, Plaintiff shall direct service  
23 to the individual attorney named in the notice of appearance, at the physical or electronic  
24 address stated therein. The Court may disregard any document received by a district  
25 judge or magistrate judge which has not been filed with the Clerk, and any document  
26 received by a district judge, magistrate judge, or the Clerk which fails to include a  
27 certificate showing proper service.

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7. This case is no longer stayed.

DATED THIS 19<sup>th</sup> day of December 2018.

Walter G. Cobb  
UNITED STATES MAGISTRATE JUDGE